

RESOLUTION NO. _____, SERIES 2009

A RESOLUTION DETERMINING A PARCEL OF REAL PROPERTY LOCATED AT 653 SOUTH FOURTH STREET, LOUISVILLE, KENTUCKY AND DESCRIBED IN EXHIBIT "A" HERETO AND LABELED LOT 1A THEREON, OWNED BY THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT"), SUCCESSOR TO THE CITY OF LOUISVILLE, AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER.

SPONSORED BY: President David Tandy

WHEREAS, according to KRS 83.420, Metro Government, successor to the City of Louisville, may enact resolutions for the municipal purpose of sale or conveyance of real property owned by Metro Government; and

WHEREAS, Section 1.C of Executive Order No. 5, Series 2003, of the Metro Mayor, provides that Metro Government may sell and convey surplus real estate upon a determination by the Legislative Council of Metro Government ("the Council") that such property is no longer needed for the governmental purposes of Metro Government; and

WHEREAS, the real property which is the subject of this Resolution is not now dedicated by virtue of use, deed, ordinance or any other manner for a public or governmental purpose; and

WHEREAS, the Director of the Louisville/Jefferson County Metro Economic Development Authority has declared and certified to the Council that the real property which is the subject of this Resolution, is surplus to the needs of Metro Government; and

WHEREAS, SLS Management, LLC, a Kentucky limited liability company, wishes to purchase the real property which is the subject of this Resolution for the installation of an elevator on the old Kentucky Theater property located at 653 South Fourth Street, Louisville, Kentucky, thereby making that entire property accessible to all persons.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL AS FOLLOWS:

SECTION 1: That the Council determines that the real property described in Exhibit A hereto is no longer needed to carry out the governmental functions of Metro Government.

SECTION II: That the Metro Mayor or his designee, is hereby authorized to transfer the property named herein, in the manner provided according to Section 2 of Executive Order No. 2, Series 2003, of the Metro Mayor, to SLS Management, LLC, a Kentucky limited liability

company, for One Thousand and 00/100 Dollars (\$1,000.00), without further action by the Council.

SECTION III: This Resolution shall become effective upon its passage and approval.

KATHLEEN J. HERRON
METRO COUNCIL CLERK

DAVID W. TANDY
PRESIDENT OF THE COUNCIL

JERRY E. ABRAMSON
MAYOR

APPROVAL DATE

APPROVED AS TO FORM AND LEGALITY:

MICHAEL J. O'CONNELL
JEFFERSON COUNTY ATTORNEY

BY: _____
John A. Wilmes
Assistant Jefferson County Attorney

CERTIFICATION OF SURPLUS PROPERTY

The Director of Louisville Metro Economic Development Authority has carefully reviewed the Louisville/Jefferson County Metro Government's needs for land or improvements used in the administration of Metro programs and to conduct municipal business. This office has determined that the parcel of Metro-owned real property identified in Exhibit A attached hereto and which is being scheduled for action by the Louisville Metro Council, is not needed or suitable for any specific municipal use. Further, this property was originally acquired for the purpose of disposing of the property herein in a manner consistent with the Louisville/Jefferson County Metro Government's redevelopment objectives and programs.

**BRUCE TRAUGHER, DIRECTOR
LOUISVILLE/JEFFERSON COUNTY METRO
ECONOMIC DEVELOPMENT AUTHORITY**